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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
 REJECTION OVER A "PRIOR" PATENT**

 Docket Number (Optional)
47162-5023-01-US
In re Application of: **Lisa Pfefferle**Application No.: **10/726,394**Filed: **12/2/2003**For: **Growth of Nanostructures with Controlled Diameter**

The owner*, **Yale University**, of **100** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of the patent issued from Patent Application No. **10/328,857** as the term of said patent is defined in 35 U.S.C. 154 and 173, and as the term of said **issued patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent issued from Patent Application No. **10/328,857** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 56,093

Hallum O. Bailey
 Signature

December 17, 2007
 Date

Hallum O. Bailey, Esquire
 Typed or printed name

(215) 988-2685
 Telephone Number

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